

CHARGE: On 4-1-54, *oxytetracycline hydrochloride capsules* were dispensed once without a prescription.

PLEA: Guilty.

DISPOSITION: 7-5-55. \$500 fine.

5054. (F. D. C. No. 38607. S. Nos. 23-127 M, 23-130 M.)

INFORMATION FILED: 6-6-56, Dist. Mass., against Barone Bros., Inc., Boston, Mass., and Arthur R. Januario (president).

CHARGE: Between 8-16-55 and 10-11-55, *amphetamine sulfate tablets* were dispensed twice without a prescription.

PLEA: Guilty.

DISPOSITION: 8-16-56. Corporation—\$250 fine. Individual—\$150 fine; jail sentence for 6 months suspended and individual placed on probation for 1 year.

5055. (F. D. C. No. 38507. S. Nos. 11-101/2 M.)

INFORMATION FILED: 11-22-55, W. Dist. Tex., against Howard G. Harmon, t/a Harmon's Health Service, San Antonio, Tex., and Paul F. Harmon (an employee).

CHARGE: Between 8-1-54 and 11-13-54, *Rauwolfia tablets* and *Rauwolfia serpentina tablets* were each dispensed once without a prescription.

PLEA: Guilty—by Howard G. Harmon to dispensing both drugs and by Paul F. Harmon to dispensing *Rauwolfia tablets*.

DISPOSITION: 12-12-55. Each defendant fined \$100.

5056. (F. D. C. No. 37830. S. Nos. 63-088 L, 63-751 L, 63-951 L, 72-780 L, 72-785 L, 72-790 L.)

INFORMATION FILED: 4-1-55, E. Dist. Ill., against Douglas Drug Co. (a partnership), Mt. Vernon, Ill., Douglas A. Sapper, Sr., and Douglas A. Sapper, Jr. (partners in the partnership), and Doran Laverne Kernodle (a pharmacist for the partnership).

CHARGE: Between 9-3-54 and 10-11-54, *diethylstilbestrol tablets* (counts 1 and 3) and *sulfisoxazole tablets* (counts 5 and 6) were each dispensed twice and *thyroid tablets* (count 2) were dispensed once without a prescription, and *dextro-amphetamine sulfate capsules* (count 4) were dispensed once upon request for a prescription refill without authorization by the prescriber.

PLEA: Guilty—by partnership to all 6 counts of the information; by Douglas A. Sapper, Sr., to counts 1, 2, 3, and 4; by Douglas A. Sapper, Jr., to count 5; and by Doran Laverne Kernodle to count 6.

DISPOSITION: 4-19-55. Fine of \$600 against partnership, \$400 against Douglas A. Sapper, Sr., \$100 against Douglas A. Sapper, Jr., and \$100 against Doran Laverne Kernodle. The fine against the partnership was abated by the fines against the individuals.

5057. (F. D. C. No. 37836. S. Nos. 89-296 L, 89-308 L, 14-081/2 M.)

INFORMATION FILED: 4-11-55, W. Dist. Ark., against Joe H. Gibbs (a pharmacist and partner in the Gannaway Drug Store), Warren, Ark.

CHARGE: Between 8-24-54 and 11-1-54, *sulfisoxazole tablets* were dispensed once without a prescription, and *Dexedrine Spansule capsules* were dispensed 3 times upon requests for prescription refills without authorization by the prescribers.

PLEA: Nolo contendere.

DISPOSITION: 6-2-55. Defendant placed on probation for 1 year.

5058. (F. D. C. No. 37842. S. Nos. 10-776/8 M.)

INFORMATION FILED: 5-3-55, S. Dist. Tex., against James W. Stone, t/a North Houston Pharmacy, Houston, Tex., and Robert C. Miles (pharmacist).

CHARGE: Between 12-1-54 and 12-4-54, *sulfathiazole tablets* were dispensed three times without a prescription.

PLEA: Not guilty.

DISPOSITION: The case came on for trial by jury on 10-5-55; and, on 10-7-55, the jury returned a verdict of not guilty as to James W. Stone and guilty as to Robert C. Miles. On 10-14-55, Miles was sentenced to 6 months in jail, which sentence was suspended, and placed on probation for 3 years.

5059. (F. D. C. No. 37187. S. Nos. 68-171 L, 68-173 L.)

INFORMATION FILED: 1-26-55, N. Dist. Ala., against Robert Harbin, t/a Robert Harbin Pharmacy, Birmingham, Ala.

CHARGE: Between 5-28-54 and 6-11-54, *cortisone acetate tablets* were dispensed twice without a prescription.

PLEA: Guilty.

DISPOSITION: 5-12-55. \$250 fine.

5060. (F. D. C. No. 37258. S. Nos. 82-052 L, 82-054 L, 82-056/7 L, 82-059/61 L.)

INFORMATION FILED: 4-6-55, Dist. Nebr., against Louis J. Kohll, t/a Park Avenue Drugs, Omaha, Nebr., and Everett O. Drake (a pharmacist).

CHARGE: Between 9-10-54 and 10-11-54, a number of *gray, pink, and blue tablets containing, among other ingredients, desoxyephedrine, thyroid, atropine sulfate, aloin, and phenobarbital* were dispensed at 6 different times and a number of *Pentid-Sulfas tablets* were dispensed once, without a prescription.

PLEA: Nolo contendere—by Kohll to all 7 counts of the information and by Drake to 4 counts.

DISPOSITION: 9-8-55. Kohll fined \$175, plus costs, and Drake \$100, plus costs.

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PRODUCTS

	N. J. No.		N. J. No.
AM Plus capsules-----	5049	Desoxyephedrine, thyroid, atropine sulfate, aloin, and phenobarbital; gray, pink, and blue tablets containing, among other ingredients-----	5060
Amphetamine sulfate tablets-----	5054	Dexedrine Spansule capsules-----	5057
Androgenic substance-----	5050	Sulfate tablets-----	5044
Apiol and ergot, capsules containing -----	5052	Dextro-amphetamine sulfate capsules-----	5042, 5056
Apiol-ergot compound capsules-----	5050	tablets-----	5046
Benzedrine Sulfate tablets-----	5048		
Bicillin tablets-----	5049		
Chlortetracycline capsules-----	5052		
Cortisone acetate tablets-----	5059		